

Attorney Docket No.: **ISPH-0621**
Inventors: **Bennett et al.**
Serial No.: **09/980,953**
Filing Date: **April 19, 2002**
Page 6

REMARKS

Claims 31-69 and 71 to 74 are pending in the case. Claims 50-69 and 71-74 are allowed. Claims 31-39 are rejected. Claim 35 is objected to for being dependent on a non-allowed claim. However, the Examiner stated that the claim would be allowed if rewritten in independent form.

The Applicants have rewritten claim 35 as an independent claim, and have amended claims 32 and 45 to depend from the now allowable claim 35. In view of this amendment, all of the claims should be allowable and the rejection under 35 USC 112, first paragraph is overcome.

The Applicants have included a copy of the Abstract on a separate page as above as required by the Examiner. The abstract provided is an exact copy of that filed with the application and does not constitute new matter.

As the amendments are to direct the claims to matter already stated to be allowable by the Examiner, it is requested that the amendment be entered after final without the filing of a Request for Continued Examination.

I. Fees

The Applicants hereby authorize the Commissioner to charge the fee for a one month extension in time for reply to Deposit account 50-0252, referencing case number ISPH-0621. It is believed that no further fee is due with this response as the first response was a bona fide attempt to respond to the restriction requirement.. However, if an additional fee is due, the Commissioner is hereby entitled to charge the fee to the Deposit Account above referencing the instant case.


II. Conclusion

Applicants believe that the foregoing comprises a full and complete response to the Office Action of record. Accordingly, an early office action on the merits of the case is respectfully requested.

Respectfully submitted,

Date: Feb 1, 2006

Isis Pharmaceuticals
1896 Faraday Avenue
Carlsbad, CA 92008


Colleen J. McKiernan, PhD
Registration No. 48,570
Phone: 760-603-2722
Facsimile: 760-603-3820